



AUSA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

'07 MJ 8992

UNITED STATES OF AMERICA,

Plaintiff,

v.

Jesus GARCIA-Gonzalez,

Defendant.

Magistrate Case No.:

COMPLAINT FOR VIOLATION OF

21 U.S.C. § 952 and 960

Importation of a Controlled Substance
(Felony)

The undersigned complainant being duly sworn states:

That on or about December 17, 2007, within the Southern District of California, defendant Jesus GARCIA-Gonzalez, did knowingly and intentionally import approximately 18.80 kilograms (41.36 pounds) of Marijuana, a Schedule I Controlled Substance, into the United States from a place outside thereof, in violation of Title 21, United States Code, Sections 952 and 960.

The complainant states that this complaint is based on the attached Statement of Facts incorporated herein by reference.


Special Agent Hugo A. Leon
Immigration and Customs Enforcement

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, December 18, 2007.


Peter C. Lewis
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

2 v.

3 Jesus GARCIA Gonzalez

4 STATEMENT OF FACTS

5 This complaint is based on the personal observations, investigation, and information
6 furnished to U. S. Immigration and Customs Enforcement Special Agent Hugo A. Leon.

7 On December 17, 2007, at approximately 0446 hours, Customs and Border Protection
8 (CBP) Officer L. Rodriguez was assigned to Vehicle Primary Lane five (5) of the Calexico,
9 California West Port of Entry when a 2000 white Dodge Intrepid bearing California license
10 plates 6BBR499 approached for entry into the United States. Jesus GARCIA Gonzalez was the
11 driver, registered owner, and sole occupant of the 2000 Dodge Intrepid.

12 CBP Officer L. Rodriguez encountered the driver of the Intrepid, GARCIA. CBP Officer
13 Rodriguez received a negative Customs declaration from GARCIA. CBP Officer Rodriguez
14 noticed that GARCIA was very nervous because GARCIA was fidgeting in his seat and his hands
15 were shaky. CBP Officer Rodriguez referred the Intrepid and GARCIA to the Vehicle Secondary
16 Lot for further inspection.

17 In the Vehicle Secondary Lot, CBP Canine Enforcement Officer C. Jones utilized his
18 Narcotic-Human Detector Dog (NHDD). NHDD alerted to the trunk area of the Intrepid. CBP
19 Officer A. Ramirez inspected the trunk area of the Intrepid and discovered cellophane wrapped
20 packages concealed inside a specially built compartment in the spare tire wheel well area of the
21 Intrepid. CBP Officer A. Ramirez probed one of the packages producing a green, leafy, organic
22 substance that field-tested positive for marijuana. A total of twenty (20) packages were removed
23 from the Intrepid. The total weight of the packages was approximately 18.80 kilograms (41.36
24 pounds) of marijuana.

25 After being advised of his rights, GARCIA waived his rights, agreeing to make a
26 statement without an attorney present. GARCIA admitted to knowledge of the marijuana
27 concealed in the Intrepid. GARCIA was to be paid \$2,000.00 if successful in entering the United
28 States and then delivering the Intrepid to an unknown location in Los Angeles, California.
29